



**LOWRIE. LANDO  
& ANASTASI. LLP**  
*Dedicated to Intellectual Property Law*

**Date** Thursday, April 14, 2005

**Number of pages** (including cover): 13

## F A X C O V E R

**To** Nadine Clark  
**Company** United States Patent and Trademark Office  
**Serial No.** 09/989,747  
**Tel**  
**Fax** 703-308-5083  
**From** Joseph Teja, Jr.  
**Direct dial** 617-395-7017  
**Our File #** C1104-7094

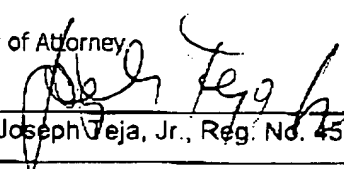
ORIGINAL DOCUMENTS SENT: ☐ 1st Class Mail ☐ Overnight Mail ☐ Air Mail ☒ Not Sent

### MESSAGE:

#### CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. 1.8(a)

The undersigned hereby certifies that a copy of the following documents in the above-referenced application (total 13 pages including cover sheet) are being facsimile transmitted to Nadine Clark, United States Patent and Trademark Office, at the number (703) 308-5083 on the 14 of April, 2005.

- Copy of stamped copy of return receipt postcard dated 10/14/04 for issue fee documents
- Copy of Transmittal for issue fee documents
- Copy of Issue Fee Transmittal
- Copy of Notification of Loss of Entitlement to Small Entity Status
- Copy of Response to Notice of Allowance
- Copy of return receipt postcard dated 10/1/03 for POA documents
- Copy of Transmittal for POA documents
- Copy of Revocation of Prior Powers of Attorney and New Power of Attorney
- Copy of Certificate Under 37 CFR 3.73(b)

  
Joseph Teja, Jr., Reg. No. 45,157

This transmission contains confidential information intended for use only by the above-named recipient. Reading, discussing, distributing, or copying this message by anyone other than the named recipient, or his or her employees or agents, is strictly prohibited. If you have received this fax in error, please notify us immediately by telephone, and destroy the original message.

**IF YOU DID NOT RECEIVE ALL OF THE PAGES OF THIS TRANSMISSION OR IF ANY OF THE PAGES ARE ILLEGIBLE, PLEASE CALL (617) 395-7000 IMMEDIATELY.**

**PATENTS TRADEMARKS COPYRIGHTS TECHNOLOGY TRANSFERS LITIGATION**

Serial No. 09/989,747 File No. C01104/70094 By: JT  
 Title: PACKAGED INFORMATION SYSTEMS  
 Application of Thoc A. Lyg, et al. Date: 10-10-04

The U.S. PTO Mail Room acknowledges receipt of the following on the date stamped hereon:

<input type="checkbox"/> Mailing by Express Mail (37 CFR 1.10)	<input type="checkbox"/> Provisional Application Cover Sheet
<input type="checkbox"/> Express Mail Label No. _____	<input type="checkbox"/> Multiple Dependent Claim Fee Sheet
<input type="checkbox"/> Patent Application	<input type="checkbox"/> Inf. Discl. Statement, PTO Form 1449
<input type="checkbox"/> Non-provisional <input type="checkbox"/> Provisional	<input type="checkbox"/> References Cited
Incl. _____ pages. ( _____ pgs) Specification.	<input type="checkbox"/> Priority Document(s) # _____
( _____ pgs) Abstract. ( _____ pgs) Claims ( _____ # claims)	<input type="checkbox"/> Copy of Notice to File Missing Parts
<input type="checkbox"/> Design Patent Application	<input type="checkbox"/> Amendment/Response
<input type="checkbox"/> Declaration(s)	<input type="checkbox"/> Petition for Ext. of Time (x2)
<input type="checkbox"/> Drawings _____ Sheet(s) (FIGS. _____)	<input checked="" type="checkbox"/> Issue Fee Transmittal
<input type="checkbox"/> Formal <input type="checkbox"/> Informal	<input type="checkbox"/> Letter to Official Draftsperson
<input type="checkbox"/> Utility Patent Application Transmittal	<input type="checkbox"/> Notice of Appeal
<input type="checkbox"/> Fee calculation sheet (x2)	<input type="checkbox"/> Brief (x3)
<input type="checkbox"/> CPA Transmittal	<input type="checkbox"/> Check for \$ _____ Check # _____
<input type="checkbox"/> Verified Statement claiming small entity status	<input checked="" type="checkbox"/> Transmittal Letter (x2)
<input type="checkbox"/> Assignment and Cover Sheet	<input checked="" type="checkbox"/> Cert. of Mailing under 37 CFR 1.8(a)

☒ Other Response to Notice of Allowance  
☒ Copy of Revocation of Prior Powers & New Power  
☒ Notification of Loss of Entitlement to Small  
 DATE MAILED Oct. 12, 2004 Entity Status Small

Serial No. 09/989,747 File No. C01104/70094 By: JT  
 Title: PACKAGED INFORMATION SYSTEMS  
 Application of Thoc A. Lyg, et al. Date: 10-10-04

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Incl. _____ pages. ( _____ pgs) Specification	<input type="checkbox"/> Priority Document(s) # _____
( _____ pgs) Abstract. ( _____ pgs) Claims ( _____ # claims)	<input type="checkbox"/> Copy of Notice to File Missing Parts
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☒ Other Response to Notice of Allowance  
☒ Copy of Revocation of Prior Powers & New Power  
☒ Notification of Loss of Entitlement to Small  
 DATE MAILED Oct. 12, 2004 Entity Status Small

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Docket No.: C01104/70094**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Ihor A. Lys and Alfred Ducharme  
Serial No: 09/989,747  
Confirmation. No.: 9668  
Filed: November 20, 2001  
For: PACKAGED INFORMATION SYSTEMS

Examiner: Philogene, Haissa  
Art Unit: 2821

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**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

---

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to Mail Stop Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the 12 day of October, 2004.



---

Jeanne W. Chub

---

Mail Stop Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith are the following documents:

- [X] Part B - Issue Fee Transmittal
- [X] Response to Notice of Allowance
- [X] Copy of Revocation of Prior Powers and New Power of Attorney as filed on 10/1/03
- [X] Notification of Loss of Entitlement to Small Entity Status (37 CFR 1.27(g)(2))
- [X] Return Receipt Postcard

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 395-7000.

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Serial No.: 09/989,747  
Docket No.: C01104/70094  
Page 2 of 2

No check is enclosed. Please charge the fee of \$1,670.00, to cover the \$1,370.00 large entity issue fee and \$300.00 publication fee, to Deposit Account No. 50/2762. If this fee is incorrect, the Commissioner is hereby authorized to charge any fees or credit any overpayment to Deposit Account No. 50/2762. A duplicate of this sheet is enclosed.

Respectfully submitted,  
*Ihor A. Lys, et al., Applicants*

By: 

Joseph Teja, Jr., Reg. No. 45,157  
LOWRIE, LANDO & ANASTASI, LLP  
Riverfront Office Park  
One Main Street  
Cambridge, MA 02142  
(617) 395-7000

Date: October 12, 2004  
750789.1

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## PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: Mail

Mail Stop ISSU Fee  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 or Fax (703) 746-4000

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

23628 7590 09/10/2004

WOLF GREENFIELD & SACKS, PC  
 FEDERAL RESERVE PLAZA  
 600 ATLANTIC AVENUE  
 BOSTON, MA 02210-2211

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

## Certificate of Mailing or Transmission

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (703) 746-4000, on the date indicated below.

Jeanne W. Chubb (Depositor's name)  
 [Signature] (Signature)  
 October 12, 2004 (Date)

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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/989,747	11/20/2001	Ihor A. Lys	C01104/70094 RFG/JT	9668

TITLE OF INVENTION: PACKAGED INFORMATION SYSTEMS

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	YES	\$665	\$300	\$965	12/10/2004

EXAMINER	ART UNIT	CLASS-SUBCLASS
PHILOGENE, HAISSA	2828	315-297000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).  
☒ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.  
☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list  
 (1) the names of up to 3 registered patent attorneys or agents OR, alternatively,  
 (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

Lowrie, Lando &  
 Anastasi, LLP  
 2 \_\_\_\_\_  
 3 \_\_\_\_\_

## 3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE  
 Color Kinetics, Incorporated

(B) RESIDENCE: (CITY and STATE OR COUNTRY)  
 Boston, Massachusetts

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☒ Corporation or other private group entity ☐ Government

## 4a. The following fee(s) are enclosed:

- ☒ Issue Fee  
☐ Publication Fee (No small entity discount permitted)  
☐ Advance Order - # of Copies \_\_\_\_\_

## 4b. Payment of Fee(s):

- ☐ A check in the amount of the fee(s) is enclosed.  
☐ Payment by credit card. Form PTO-2038 is attached.  
☒ The Director is hereby authorized by charge the required fee(s), or credit any overpayment to Deposit Account Number 502762 (enclose an extra copy of this form).

## 5. Change in Entity Status (from status indicated above)

- ☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27. ☒ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above. NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature

Joseph Teja, Jr.

Date

10/12/2004

Typed or printed name

Registration No. 45,157

This collection of information is required by 37 CFR 1.27. It is not to be used for any other purpose. If you are submitting this form and/or fee to the USPTO, please use the following information: 10/18/2004 00000029 1 1501 \$1,370.00 10/14/2004 DA 502762 (to process) repairing, and to complete number, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

DOCKET NO: C01104/70094

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Ihor A. Lys and Alfred Ducharme  
Serial No: 09/989,747  
Confirmation No: 9668  
Filed: November 20, 2001  
For: PACKAGED INFORMATION SYSTEMS  
Examiner: Philogene, Haissa  
Art Unit: 2821

**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to Mail Stop: Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the 12 day of October, 2004.

  
Jeanne W. Chub

Mail Stop: Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**NOTIFICATION OF LOSS OF ENTITLEMENT TO SMALL ENTITY STATUS  
(37 CFR 1.27(g)(2))**

Sir:

Applicants hereby notify the U.S. Patent Office that they are no longer entitled to status as a small entity with respect to this application, and that the claim for small entity status is hereby withdrawn.

Respectfully submitted,  
*Ihor A. Lys, et al., Applicants*

By: 

Joseph Teja, Jr., Reg. No. 45,157  
LOWRIE, LANDO & ANASTASI, LLP  
Riverfront Office Park  
One Main Street  
Cambridge, MA 02142  
(617) 395-7000

Date: October 12, 2004  
750788.1

Attorney's Docket No.: C01104/70094

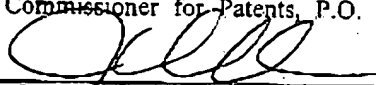
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\_\_\_\_\_  
Jeanne W. Chub

Mail Stop: Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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**RESPONSE TO NOTICE OF ALLOWANCE**

Sir/Madam:

In the Notice of Allowance mailed September 10, 2004 in the above-identified application, claims 2-43, now numbered 1-42, are allowed.

The Notice of Allowance includes an Examiner's Statement for Reasons of Allowance set forth on page 2 of the Notice of Allowability. While Applicants agree that the prior art does not disclose limitations indicated in the Examiner's Statement for Reasons of Allowance, Applicants respectfully note that specific limitations indicated by the Examiner do not necessarily correspond verbatim to the features recited in each of the independent claims. In particular, each of the independent claims distinguishes over the prior art based on the particular limitations recited in the claim, and is patentable on its own merits (in some cases, perhaps, for reasons other than those indicated in the Examiner's Statement for Reasons of Allowance).

Applicants also wish to draw the Examiner's attention to a Revocation of Prior Powers of Attorney and New Power of Attorney filed October 1, 2003 in the present application (copy

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Serial No. 09/989,747

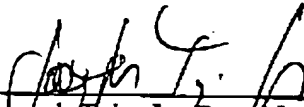
-2-

Art Unit: 2821

attached). Please forward further correspondence in this application to the address of the undersigned indicated below.

If there are any questions concerning the foregoing, the Examiner is urged to contact the undersigned at the number listed below.

Respectfully submitted,  
*Thor A. Lys, et al., Applicants*

  
\_\_\_\_\_  
Joseph Teja, Jr., Reg. No. 45,157  
Lowrie, Lando & Anastasi, LLP  
Riverfront Office Park  
One Main Street  
Cambridge, MA 02142  
(617) 395-7000

Date: October 12, 2004  
750787.1



**COPY**

Serial No. 09/989,747 File No. CO1104/70094 By: JT  
 Title: PACKAGED INFORMATION SYSTEMS  
 Application of Thor Lys et al. Date:           

The U.S. PTO Mail Room acknowledges receipt of the following on the date stamped hereon:

<input type="checkbox"/> Mailing by Express Mail (37 CFR 1.10) Express Mail Label No. <u>                    </u> <input type="checkbox"/> Patent Application <input type="checkbox"/> Non-provisional <input type="checkbox"/> Provisional Ind. <u>      </u> pages. ( <u>      </u> pgs) Specification, ( <u>      </u> pgs) Abstract, ( <u>      </u> pgs) Claims ( <u>      </u> # claims) <input type="checkbox"/> Design Patent Application Declaration(s) <u>                    </u> Drawings <u>          </u> Sheet(s) (FIGS. <u>          </u> ) <input type="checkbox"/> Formal <input type="checkbox"/> Informal <input type="checkbox"/> Utility Patent Application Transmittal Fee calculation sheet (x2) <input type="checkbox"/> CPA Transmittal <input type="checkbox"/> Verified Statement claiming small entity status <input type="checkbox"/> Assignment and Cover Sheet	<input type="checkbox"/> Provisional Application Cover Sheet <input type="checkbox"/> Multiple Dependent Claim Fee Sheet <input type="checkbox"/> Inf. Disc. Statement, PTO Form 1449 <input type="checkbox"/> References Cited <input type="checkbox"/> Priority Document(s) # <u>          </u> <input type="checkbox"/> Copy of Notice to File Missing Parts <input type="checkbox"/> Amendment/Response <input type="checkbox"/> Petition for Ext. of Time (x2) <input type="checkbox"/> Issue Fee Transmittal <input type="checkbox"/> Letter to Official Draftsperson <input type="checkbox"/> Notice of Appeal <input type="checkbox"/> Brief (x3) <input type="checkbox"/> Check for \$ <u>          </u> Check # <u>          </u> <input checked="" type="checkbox"/> Transmittal Letter (x2) <input checked="" type="checkbox"/> Cert. of Mailing under 37 CFR 1.8(a)
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☒ Other Revocation of Prior Powers of Attorney & New Power of Attorney

(v) Certificate Under 37 CFR 3.73(b)

DATE MAILED September 29, 2003

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Serial No. 09/989,747 File No. CO1104/70094 By: JT  
 Title: PACKAGED INFORMATION SYSTEMS  
 Application of Thor Lys et al. Date:           

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☒ Other Revocation of Prior Powers of Attorney & New Power of Attorney

(v) Certificate Under 37 CFR 3.73(b)

DATE MAILED September 29, 2003

Attorney's Docket No.: C01104/70094

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Ihor Lys and Alfred Ducharme  
Serial No.: 09/989,747  
Confirmation No.: 9668  
Filed: November 20, 2001  
For: PACKAGED INFORMATION SYSTEMS  
Examiner: Not Yet Assigned  
Art Unit: 2821

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Jeanne W. Chub

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:


Transmitted herewith are the following documents:

- ☒ [X] Revocation of Prior Powers of Attorney and New Power of Attorney
- ☒ [X] Certificate Under 37 CFR 3.73(b)
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A check is not enclosed. If a fee is required, the Commissioner is hereby authorized to charge Deposit Account No. 50/2762. A duplicate of this sheet is enclosed.

Respectfully submitted,  
Ihor A. Lys et al., Applicants

By:   
Joseph Teja, Jr., Reg. No. 45,157  
LOWRIE, LANDO & ANASTASI, LLP  
Riverfront Office Park  
One Main Street  
Cambridge, MA 02142  
(617) 395-7000

September 29, 2003

Sep 24 03 11:24a

Edward Nortrup

(61) 701-2205

P.20

Attorney's Docket No.: C01104/70094

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

COPY

Applicant: Ihor Lys and Alfred Ducharme  
 Serial No.: 09/989,747  
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Examiner: Not Yet Assigned  
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*Jill*  
 Jeanne W. Chub

Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

REVOCATION OF PRIOR POWERS OF ATTORNEY

and

NEW POWER OF ATTORNEY

Sir/Madam,

The undersigned, assignee of the entire right, title and interest for the above-identified application, hereby revokes all previous powers of attorney or authorizations of agent given in the above-identified application and appoints the practitioners indicated below:

☒ Practitioners of Lowrie, Lando & Anastasi, LLP  
 at Customer Number:

37462

PATENT TRADEMARK OFFICE

AND

☒ Practitioner(s) named below:

Name	Registration Number
Edward Nortrup	42,941
Charles H. Cella	38,099

Sep 24 03 11:24a

Ed Nordrup

(617) 701-2205

P. 21

Serial No. 09/989,747

-2-

Attn'y Docket No. C01104/70094

Art Unit: 2821

Conf. No.: 9668

COPY

Please change the correspondence address for the above-identified application to:

ATTORNEY'S NAME	Joseph Teja, Jr.				
FIRM NAME	LOWRIE, LANDO & ANASTASI, LLP				
ADDRESS	One Main Street				
CITY	Cambridge	STATE	MA	ZIP	02142
COUNTRY	U.S.	TELEPHONE	617-395-7000	FAX	617-395-7070

I/we am/are the:

☐ Applicant/Inventor☒ Assignee of record of the entire interest. See 37 CFR 3.71.

Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

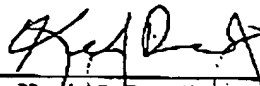
SIGNATURE(s) of Applicant/Inventor or Assignee of Record:

COLOR KINETICS, Inc.

Date:

9/24/03

By:



Name: Kevin J. Dowling

Title: Vice President of Strategy and Technology

Sep. 24 03 11:24a

Edward Nortrup

(617) 701-2205

p. 22

COPY

**CERTIFICATE UNDER 37 CFR 3.73(b)**

Applicant: Ibor A. Lys and Alfred Ducharme

Application No.: 09/989,747 Filed: November 20, 2001

Confirmation No.: 9668

Entitled: PACKAGED INFORMATION SYSTEMS (Attorney Docket No. C1104.70094)

Color Kinetics Incorporated, a Massachusetts corporation

(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

certifies that it is the assignee of the entire right, title and interest in the patent application identified above by virtue of either:

A. ☒ An assignment from the inventor(s) of the patent application identified above. The assignment was recorded in the Patent and Trademark Office at Reel 012761, Frame 0481, or for which a copy thereof is attached

OR

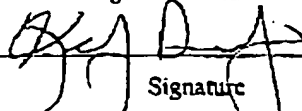
B. ☐ A chain of title from the inventor(s), of the patent application identified above, to the current assignee as shown below:

1. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the Patent and Trademark Office at  
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- ☐ Additional documents in the chain of title are listed on a supplemental sheet.

☐ Copies of assignments or other documents in the chain of title are attached.

The undersigned (whose title is supplied below) is empowered to sign this certificate on behalf of the assignee.

9/24/03  
Date

  
Signature  
Kevin J. Dowling

Typed or Printed Name

Vice President of Strategy and Technology

Title